

**NADINE STROSSEN<sup>1</sup>**  
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### **PROFESSIONAL EXPERIENCE**

- 2020- John Marshall Harlan II Professor of Law *Emerita*, New York Law School
- 1988-2019 Professor of Law, New York Law School –from 2015 on, serving as the chaired John Marshall Harlan II Professor of Law (teaching various courses in the fields of Constitutional Law and Human Rights)
- 1990 Adjunct Professor, Columbia University Graduate School of Business (co-developed and co-taught course on International Business & International Human Rights)
- 1984-1988 Associate Professor of Clinical Law, New York University School of Law (taught Civil Rights Clinic, Advocacy of Civil Claims, Lawyering, and Constitutional Law & Appellate Advocacy)
- 1976-1984 Attorney in private practice, Minneapolis (1976-1978) and New York City (1978-1984)
- 1975-1976 Judicial Clerk, Minnesota Supreme Court

### **EDUCATION**

- J.D., Harvard Law School - 1975  
\* Editor, Harvard Law Review  
\* Magna Cum Laude (top 5%)
- A.B., Harvard College - 1972  
\* Phi Beta Kappa  
\* National Merit Scholar  
\* Honors major (History & Literature)  
\* Briggs Prize
- National Institute of Trial Advocacy - 1981

### **HONORARY DEGREES**

- Honorary Doctor of Laws Degree, Widener University Delaware Law School – 2020
- Honorary Doctor of Laws Degree, Mt. Holyoke College – 2004
- Honorary Degree, The Packer Collegiate Institute – Brooklyn, NY (the first honorary degree awarded in the school's then-155-year history) – 2002

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<sup>1</sup> Last updated 4/9/24.

Honorary Doctor of Laws Degree, Massachusetts School of Law – 2000

Honorary Doctor of Laws Degree, Rocky Mountain College – 1996

Honorary Juris Doctor Degree, San Joaquin College of Law – 1996

Honorary Doctor of Laws Degree, University of Vermont – 1992

Honorary Doctor of Laws Degree, University of Rhode Island – 1992

### **MAJOR CIVIC POSITIONS**

Academic Freedom Alliance – Founding member --since 2021

--Legal Advisory Committee – since 2022

Academic Freedom Lecture Fund, University of Michigan Law School

- Advisory Committee -- since 2002

American Civil Liberties Union

-National Advisory Council – since 2008

-National President -- 1991-2008

-National General Counsel -- 1986-1991

-National Executive Committee -- 1985-2008

-National Board of Directors -- 1983-2008

Article 19, The International Centre Against Censorship

-Advisory Board -- since 1994

Civil Liberties Trust (Great Britain)

-Sponsor -- since 1994

Council on Foreign Relations

-Member -- since 1994

Electronic Privacy Information Center

-Advisory Board – since 2015

FAIR (The Foundation Against Intolerance and Racism)

-Advisory Board – since 2023

Feminists for Free Expression

-Founding Member

-Advisory Board -- since 1992

First Amendment Salons

-Advisory Board—since 2013

First Freedom Center

-National Advisory Board – since 2002

Foundation for Individual Rights and Expression (“FIRE”)  
-Senior Fellow (one of the first two ever appointed) – since 2022  
-Member, Advisory Council—since 2017  
- Member, Board of Editors -- since 1995

Fred Friendly Seminars, Columbia University Graduate School of Journalism  
- Advisory Board -- since 1998

Harvard Alumni for Free Speech  
--Advisory Board – since 2023

Heterodox Academy  
--Member, Advisory Board – since 2017

High School Law Review  
--Board of Advisors – since 2023

Human Rights Watch  
-Executive Committee -- 1989-91<sup>2</sup>  
-Board of Directors, Free Expression Project -- since 1990  
-Board of Directors and Vice Chair, Asia Project -- 1987-91  
-Board of Directors, Middle East Project -- 1989-91

International Foundation for Online Responsibility  
-Policy Council – the Freedom of Expression Representative – since 2012

National Coalition Against Censorship  
-Council of Advisors -- since 1988

NORML – National Organization to Reform  
Marijuana Laws  
-Advisory Board -- since 2002

SCOTUS Books-in-Brief, an imprint of Top Five Books  
-Advisory Board --since 2013

US Free Speech Union  
-Advisory Board – since 2021

University of Austin (a new university, “dedicated to the principles at the heart of a free and democratic society: freedom of thought, freedom of speech, and freedom of conscience”)  
-Advisory Board – since 2021

University of Texas School of Law, Bech-Loughlin First Amendment Center  
--Advisory Board – since 2023

Yale University, Grace Murray Hopper College (formerly “Calhoun College”)  
-Adjunct Fellow -- since 1997

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<sup>2</sup>NS resigned all leadership positions with HRW upon being elected as ACLU President, due to time constraints.

## HONORS AND AWARDS

Judy Blume Lifetime Achievement Award for Free Speech, National Coalition Against Censorship--2023

Outstanding teaching award, New York Law School<sup>3</sup> -- 2019

Otto L. Walter Distinguished Writing Award for best book by a faculty member (awarded for *HATE: Why We Should Resist It with Free Speech, Not Censorship*) -- 2019

American Bar Association's, Margaret Brent Women Lawyers of Achievement Award (which "celebrates the accomplishments of women lawyers who have excelled in their field and have paved the way to success for other women lawyers") (one of five women honored) – New York City, August 13, 2017

"Above and Beyond" award, "Honoring 25 of New York's Most Remarkable Women" – presented by *City & State New York* – New York City, March 28, 2017 (one of five women honored in Education category)

National Forensic League, Lifetime Achievement Award – June 18, 2010

Jewish Council for Public Affairs, Albert D. Chernin Award ("presented annually to an American Jew whose work best exemplifies the social justice imperatives of Judaism, Jewish history and the protection of the Bill of Rights, particularly the First Amendment") -- February 20, 2010

Honored at *New York Law School Law Review* Annual Banquet- March, 2009

Edgerton Civil Liberties Award" – Presented by the American Civil Liberties Union of the National Capitol Area – March 26, 2009

Selected as the focus of the annual scholarship symposium sponsored by the University of Tulsa Law School and the *Tulsa Law Review* - for symposium on "Nadine Strossen: The Scholar as Activist" - September 2005

"Religious Liberty Award" – Presented by Americans for Religious Liberty and American Humanist Association - May 7, 2004

"Woman Who Dared" Award – Presented by the National Council of Jewish Women, Triennial Washington, D.C. Institute - March 7, 2004 (the last recipient of this triennial award was Ruth Bader Ginsburg in 2001)

Dr. Lester Grinspoon Award for Outstanding Achievement in the Field of Marijuana Law Reform Advocacy - Presented by NORML, The National Organization for the Reform of Marijuana Laws - April 2003

Special Recognition Award – Presented by the New York Law School Chapters of AALSA and SALSA (Asian American Law Students Association and South Asian American Law Students Association) - April 2003

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<sup>3</sup> From the Commencement exercises, at which this award was presented: "Each year, the graduating class recognizes a faculty member who has stood out in teaching us the values we need to succeed and to be our best selves, both professionally and personally."

Resolution of Toledo City Council, Toledo, Ohio, "Recognizing and Welcoming Nadine Strossen, Featured Guest at the ACLU of Ohio 50<sup>th</sup> Anniversary Celebration, May 24, 2002" (resolving that "Nadine Strossen . . . is hereby congratulated for her belief that the First Amendment right to free speech is the greatest protection to women's rights . . . and further encouraged to continue her passionate dedication to her beliefs and the continued fight for the rights and freedoms of everyone") - May 24, 2002

Clarence Darrow Award – Presented by the International Platform Association ("given in honor of IPA's former member, for contributions to our nation's system of justice") - 2001

Included in *Ladies Home Journal* magazine's feature on "The 100 Most Important Women in America" - November 1999

Public Service Award – Presented by The Society for the Scientific Study of Sexuality, Western Region – "in recognition of her courage and tireless work educating the public, inspiring colleagues, and defending the sexual rights of all Americans" – April 1999

Included in *Vanity Fair* magazine's feature on "America's 200 Most Influential Women"-November 1998

The "Freedom Isn't Free" Award—Presented by the Free Speech Coalition - 1998

Free Speech Award – Presented by the University of California Northridge - 1998

Distinguished Alumni Award – Presented by Classic Lake Conference High Schools, Minnesota – "In Recognition of Outstanding Accomplishments as a Spokesperson for the Defenseless and Women's Rights" - 1998

Included in *Upside Magazine's* listing of "Elite 100: 100 Executives Leading the Digital Revolution" - December 1997

Included in *Working Women* magazine's Twentieth Anniversary issue listing of "350 Women Who Changed the World 1976-1996" - December 1996

New York University School of Law Award – Presented by Public Interest Foundation, for "Her Contributions to Public Interest Law and Legal Education and for Her Work to Protect and Advance Civil Rights and Liberties" - 1996

Roger N. Baldwin Civil Liberties Award –Presented by ACLU of New Jersey, for "Her Vigorous Promotion of the Bill of Rights and Her Untiring Devotion to the ACLU" - 1996

Honorary National Member of the Order of Barristers, for "Having Exhibited Excellence and Attained High Honor Through the Art of Courtroom Advocacy" - 1995

First Otto L. Walter Distinguished Writing Award, New York Law School - 1995

Freedom of Speech Award, The Media Institute - 1994

*National Law Journal's* triennial listing of "The 100 Most Influential Lawyers in America" -1994 and 1991

Charles W. Froessel Award—Presented by the *New York Law School Law Review*, "For Meritorious Service to the Legal Community" - 1994

The first Richard S. Arnold Prize for Distinguished Scholarship in Freedom of Expression—Presented by the Speech-Communications Association - 1993

"Women of Distinction Award" – Presented by the Women's League for Conservative Judaism - 1992

Award "For Her Outstanding Contributions and Dedicated Service, Advocating Civil Liberties Everywhere"—Presented by Eta Omega Tau Sorority, Pace University - 1992

"Outstanding Contribution to Human Rights 1988-89" –Presented by *New York Law School Journal of Human Rights* - 1989

"Ten Outstanding Young Americans" Award – Presented by US Jaycees (one of three women selected during first year women were eligible) - 1986

"The Outstanding Young People of the World Award" – Presented by Jaycees International - 1986 (one of seven people selected from 75 countries with Jaycees chapters; first American woman to win award)

## **PUBLICATIONS**

### **Books**

Defending Pornography: Free Speech, Sex, and the Fight for Women's Rights (NYU Classics edition 2024), with new Preface

Free Speech: What Everyone Needs to Know (Oxford University Press 2023)

--Part of Oxford University Press's award-winning *What Everyone Needs to Know* series

HATE: Why We Should Resist it With Free Speech, Not Censorship (Oxford University Press 2018)

-- Winner of Otto L. Walter Distinguished Writing Award, New York Law School --2019

--Selected by Washington University (St.Louis, MO) as the 2019 "Common Read," to be read and discussed by all incoming students

--Selected by Washburn University (Topeka, KS) as the 2022 "iREAD" book, to be read and discussed by all incoming students

--Paperback edition with new Epilogue focusing on social media (2020)

--Czech translation (2021) (Title is "*Nenavist*," published by Institute H21)

--Arabic translation (2023)

--Korean translation (2023), published by Book21 Publishing Group

Defending Pornography: Free Speech, Sex and the Fight for Women's Rights (Scribner 1995)

-- Named a "Notable Book of 1995" by the New York Times Book Review

-- Winner of First Otto L. Walter Distinguished Writing Award, New York Law School --1995

-- Paperback edition (Anchor/Doubleday 1996)

-- British edition (Little Brown/Abacus 1996)

-- Italian edition (Castelvecchi 1996)

-- German edition (Haffmans 1997)

-- New Edition, with New Introduction by Author (NYU Press 2000)

Speaking of Race, Speaking of Sex: Hate Speech, Civil Rights, and Civil Liberties (with Henry Louis Gates, Jr., Anthony Griffin, Donald Lively, Robert Post, and William Rubenstein) (N.Y.U. Press 1995)

-- Named Outstanding Book on Human Rights in North America by the Gustavus Myers Center for the Study of Human Rights in North America

## Book Chapters

*Forthcoming*: Foreword to *The Criminalisation of Hate Speech: A Comparative Investigation* (edited by Prof. Dr. Eric Heinze, Queen Mary University of London, based on reports for the International Academy of Comparative Law) (forthcoming 2024, to be published by Springer, under arrangement with the Asser Press of the Asser Institute in the Hague)

Nadine Strossen's interview is one of eight included in a book by journalist Stuart N. Brotman, *The First Amendment Lives On: Conversations Commemorating Hugh M. Hefner's Legacy of Enduring Free Speech and Free Press Values* (University of Missouri 2022). According to the publisher's notes: "The format of the book is an homage to the in-depth conversational interviews Hefner pioneered as the editor and publisher of *Playboy* magazine. Stuart Brotman conducted in-person conversations with eight persons who in their lifetimes have come to represent a 'greatest generation' of free speech and free press scholars and advocates. Notably, these conversations include: Geoffrey R. Stone; Floyd Abrams; Nadine Strossen; Burt Neuborne; David D. Cole; Lucy A. Dalglish; Bob Corn-Revere; and Rick Jewell."

"Debate This Book," *Chapter 9* in *System Override: How Bitcoin, Blockchain, Free Speech & Free Tech Can Change Everything* (A We The Web Book, 2020)

"Foreword" to Kenneth S. Stern, *The Conflict Over the Conflict: The Israel/Palestine Campus Debate* (New Jewish Press 2020) – pp. ix-xiv

"Legal vs. Non-Legal Responses to Hateful Expression," *Chapter 3* in *EXTREMISM, FREE SPEECH, AND COUNTER-TERRORISM LAW AND POLICY* at 34-55 (I. Cram., ed., Routledge, 2019) (Routledge Studies in Extremism and Democracy, Series Editors University of Bath Prof. Roger Eatwell and University of Kent Prof. Matthew Goodwin)

"Post-911 Government Surveillance, Suppression, and Secrecy," *Chapter 12* in *PRIVACY, SECURITY AND ACCOUNTABILITY: ETHICS LAW, AND POLICY* at 223-247 (A. Moore, ed., Rowan & Littlefield International, 2015) (25 pp)

"Foreword" to *AMERICA'S WAR ON SEX: THE ATTACK ON LAW, LUST AND LIBERTY* 2nd ed. at ix-xviii (Marty Klein. Praeger, 2012) (10 pp)

"Equality and Fear," *Chapter 20* in *THE CONTENT AND CONTEXT OF HATE SPEECH: RETHINKING REGULATION AND RESPONSES* at 378-398 (M. Herz & P. Molnar, eds., Cambridge University Press, 2012) (21 pp)

Defending the F-Word: Freedom!, *Chapter 3* in *OBSCENITY AND THE LIMITS OF LIBERALISM* at 25-49 (L. Glass & C. F. Williams, eds., Ohio State University Press, 2011) (25 pp)

Problematic Post-9/11 Judicial Inactivism: Immunizing Executive Branch Overreaching, *Chapter* in *CONFRONTING TERROR* at 229-240 (D. Reuter & J. Yoo, eds., Encounter Books, 2011) (12 pp)

"Cybercrimes v. Cyberliberties," chapter in *Internet Policy and Economics: Challenges and Perspectives*, edited by Lorenzo Pupillo and William H. Lehr (Springer, 2009), pp. 111-140.

Foreword for "Taking on the Pledge of Allegiance: The News Media and Michael Newdow's Constitutional Challenge," by Ronald Bishop (SUNY Press, 2008), pp. vii-xii.

“Pornography,” Chapter in *Prohibitions*, edited by John Meadowcroft (The Institute of Economic Affairs, London, UK, 2008) pp. 139-163.

“Reinvigorate America’s True Values” - - Chapter in The Pluralist Paradigm: Democracy and Religion in the 21<sup>st</sup> Century, edited by Sondra Myers & Patrice Brodeur (Univ. of Scranton Press 2006) pp. 87-89.

Foreword to Marty Klein, America’s War on Sex: The Attack on Law, Lust and Liberty (Praeger Publishers, Westport, CT 2006) pp. xi-xvi.

Introduction to Richard Panchyk, Our Supreme Court: A History with 14 Activities (Chicago Review Press, Chicago, IL 2006) pp. x-xii.

Foreword to Roger Libby, The Naked Truth about Sex: A Guide to Intelligent Sexual Choices for Teenagers and Twentysomethings (Freedom Press, Topanga, CA 2006) pp. 7-9.

“Privacy: What Are Its Limits?” -- Chapter in Contemporary & Classic Arguments, edited by Sylvan Barnet & Hugo Bedau (Bedford/St. Martin’s 2005) pp. 155-57.

Foreword to Defending the First: Commentary on First Amendment Issues and Cases, edited by Joseph Russomanno (Lawrence Erlbaum Associates, Inc. 2005) pp. vii - xiii.

“Terrorism’s Toll on Civil Liberties” -- Chapter in The Trauma of Terrorism: Sharing Knowledge and Shared Care, An International Handbook, edited by Yael Danieli, et al. (The Haworth Maltreatment & Trauma Press 2005) pp. 365-377.

Foreword to Suzanne U. Samuels, First Among Friends: Interest Groups, the U.S. Supreme Court, and the Right of Privacy (Praeger Publishers, Westport, CT 2004) p. ix.

"Cybercrimes v. Cyberliberties" -- Chapter in Cyberspace Crimes, edited by David S. Wall (Ashgate/Dartmouth: England, USA 2003) pp. 305-318.

“Everyone is Watching You” -- Chapter in Current Issues and Enduring Questions: A Guide to Critical Thinking and Argument, with Readings, edited by Sylvan Barnet & Hugo Bedau (Bedford/St. Martin’s 2002) pp. 680-82.

“Protecting *both* National Security *and* Personal Liberty: A Post-9/11 American Perspective” -- Chapter in Innere Sicherheit– Ja Aber Wie?, edited by Roland Otte (Humanistische Union, Germany 2002) pp. 65-81. (written in English and translated into German)

“Cybercrimes v. Cyberliberties” -- Chapter in Cyber Policy and Economics in an Internet Age, edited by William H. Lehr & Lorenzo M. Pupillo (Kluwer Academic Press 2002) (MIT Press 2002) pp. 139-54.

“The Perils of Pornophobia,” in Conversations: Readings for Writing, edited by Jack Selzer (Longman Student Edition, 5th ed. 2003). pp.538-543.

“Conservatives and Liberals Unite to Conserve Liberty and Security”-- Chapter in It’s a Free Country: Personal Freedom in America After September 11, edited by Danny Goldberg, Victor Goldberg, & Robert Greenwald (RDV Books 2002). pp. 52-68.



“Justice Talking: Censoring the Web” (New Press 2002) (combination book and CD, featuring transcript of National Public Radio debate between Nadine Strossen and Bruce Taylor, Executive Director of the National Law Center for Children and Families, hosted by Margot Adler)

“On Pornography: Lessons From Enforcement” -- Chapter in Liberty for Women: Freedom and Feminism in the Twenty-First Century, edited by Wendy McElroy (Independent Institute 2002). pp. 45-70.

“Liberty and Equality: Complementary, Not Competing, Constitutional Commitments” – Chapter in Litigating Rights, edited by Grant Huscroft & Paul Rishworth (Hart Publishing 2002). pp. 149-185.

Foreword to Philip D. Harvey, The Government Vs. Erotica: The Siege of Adam and Eve (Prometheus Books, 2001). pp. 11-19.

“Regulating Racist Speech on Campus: A Modest Proposal?”– Chapter in Educational Theory: Philosophical and Political Perspectives, edited by Edmund Wall (2001). pp. 333- 71.

“Sexually Orientated Expression” (with Yaman Akdeniz) – Chapter in The Internet, Law and Society, Edited by Yaman Akdeniz, Clive Walker & David Wall (Pearson Education Limited 2000) pp. 207-230.

“Speech and Privacy”– Chapter in The Rule of Law in the Wake of Clinton (Pilon ed.) (Cato Institute 2000). pp. 69-83.

“Foreword: In Defense of Pornography” to Porn 101: Eroticism, Pornography, and the First Amendment, edited by James Elias, Veronica Diehl Elias, et al. (Prometheus Books 1999). pp. 13-28.

“Should Media Sex and Violence be Censored or Censured?”– Chapter in Public Speaking: Connecting You and Your Audience, edited by Jim Andrews (1999)

“Defending Pornography”—Chapter in The Lanahan Readings in Civil Rights and Civil Liberties, edited by David M. O’Brien (1999). pp. 86-90.

“The Perils of Pornophobia”-- Chapter in Read, Reason, Write, edited by Dorothy U. Seyler (McGraw Hill College 1999) (5th Ed.). pp. 394-98.

“The Perils of Pornophobia”-- Chapter in Taking Sides: Clashing Views on Controversial Issues in Human Sexuality, edited by Robert T. Francoeur & William J. Taverner (McGraw-Hill 1998) (6th Ed.). pp. 223-27.

“Censorship” -- Entry in The Reader’s Companion to U.S. Women’s History, edited by Wilma Mankiller, Gloria Steinem, et al. (Houghton Mifflin 1998). pp. 79-81.

"Academic and Artistic Freedom"-- Chapter in Ethics, Information and Technology: Readings, edited by Richard N. Stichler & Robert Hauptman (McFarland & Company, Jefferson, North Carolina, and London 1998). pp.45-63.

Foreword to Walter: My Secret Life (German translation published by Haffmans Verlag, Zurich, Switzerland)

"Should Media Sex and Violence Be Censored or Censured?" –in Contemporary American Speeches: A Sourcebook of Speech Forms and Principles, edited by Richard L. Johannesen, et al. (Kendall/Hunt Publishing Co. 1997).

"Regulating Racist Speech on Campus: A Modest Proposal?" – Chapter in Hate Speech on Campus: Cases, Case Studies, and Commentary, edited by Milton Heumann & Thomas W. Church (Northeastern University Press 1997)

"First Amendment and Civil Liberties Traditions of Academic Freedom" – in Advocacy in the Classroom: Problems and Possibilities, edited by Patricia Meyer Spacks (St. Martin's Press 1996).

"Censoring Pornography Would Not Benefit Women" -- in Pornography: Opposing Viewpoints, edited by Carol Wekesser (Greenhaven Press, San Diego, CA 1997)

"Pornography Can Benefit Society" -- in Pornography: Opposing Viewpoints, edited by Carol Wekesser (Greenhaven Press, San Diego, CA 1997)

"Freedom of Speech in the Warren Court" -- in The Warren Court: A Retrospective, edited by Bernard Schwartz (Oxford University Press, 1996)

"A Feminist Critique of The Feminist Critique of Pornography" -- in Applications of Feminist Legal Theory to Womens' Lives, edited by D. Kelly Weisberg (Temple University Press 1996)

"Why Censoring Pornography Would Not Reduce Discrimination or Violence against Women" -- in Women, Men and Gender: Ongoing Debates, edited by Mary Roth Walsh, Ph.D. (Yale University Press 1996)

"Translating a Bill of Rights' Paper Guarantees Into Meaningful Human Rights Protections" -- in Interpreting a Bill of Rights, edited by Johan Kruger & Brian Currin (JUTA & Co. 1994)

"The Modern Right to Privacy: *Griswold*, *Roe*, and *Bowers*" -- in Benchmarks: The Great Controversial Supreme Court Cases (Ergmans 1995).

"Enforcing International Human Rights Law in the United States," (with Paul L. Hoffman), in Human Rights: An Agenda for the Next Century, edited by Louis Henkin & John Lawrence Hargrove, Studies in Transnational Legal Policy, No. 26 (The American Society of International Law 1994).

U.S. Press Law Chapter in Press Law and Practice: A Comparative Study of Press Freedom in European and Other Democracies (Article 19, International Centre Against Censorship 1993) .

"*Mergens v. Board of Education*" -- entry in the Encyclopedia of Religion and the Law (Garland, 1993).

"Equal Access Act" -- entry in the Encyclopedia of Religion and the Law (Garland, 1993).

Chapter on campus hate speech codes in the U.S. in Striking a Balance: Hate Speech, Freedom of Expression and Non-Discrimination (Article 19, International Centre Against Censorship 1992).

"The Religion Clause Writings of Justice William O. Douglas" -- in He Shall Not Pass This Way Again: The Legacy of Justice William O. Douglas (Univ. of Pittsburgh Press 1990).

### **Law Review Articles**

“Justice Ginsburg’s Legacy: Promoting All Fundamental Freedoms for All People Through Strategic Alliances and Incremental Reform, 66 *New York Law School Law Review* 47-68 (2022)

“Transcending Ideological Divides to Advance All Rights for All People: A Conversation Between the Honorable Ruth Bader Ginsburg and Professor Nadine Strossen, 66 *New York Law School Law Review* 27-45 (2022)

“The Dangers of the Government Speech Doctrine,” contribution to “Symposium: The Roberts Court and Free Speech,” 87 *Brooklyn Law Review* 1, 289, 332-342 (2021).

“The Paradox of Free Speech in the Digital World: First Amendment Friendly Proposals for Promoting User Agency, 61 *Washburn Law Journal* 1-44 (2021) (published in connection with the 43<sup>rd</sup> Foulston Siefkin Lecture, delivered on March 18, 2021)

“The Interdependence of Racial Justice and Free Speech for Racists,” 1 *Journal of Free Speech Law* 51-70 (2021) (this is the inaugural issue of the first peer-edited, faculty-reviewed law journal; Editor in Chief is UCLA Law Prof. Eugene Volokh)

“United Nations Free Speech Standards as the Global Benchmark for Online Platforms’ Hate Speech Policies,” 29 *Michigan State University College Of Law International Law Review* 307-362 (2021)(an invited contribution to a symposium issue about free expression issues globally)

“Justice Anthony Kennedy’s Free Speech Legacy,” 70 *Hastings Law Journal* 1317-1330 (2019), contribution to Symposium issue about “The Jurisprudence of Justice Anthony M. Kennedy: Four Decades of Influence”

Justice Harlan’s Enduring Importance of Current Civil Liberties Issues, from Marriage Equality to Dragnet NSA Surveillance, 61 *N.Y.L. SCH. L. REV.* 331–366 (2016–2017).

“Freedom of Speech and Equality: Do we Have to Choose?,” 24 *Brooklyn Journal of Law & Policy* 185-225 (2016)

“Beyond the Fourth Amendment: Additional Constitutional Guarantees that Mass Communications Surveillance Violates,” 63 *Drake Law Review* 1143-1170 (2015) (28 pp)

“Reducing Secrecy: Balancing Legitimate Government Interests with Public Accountability” (Symposium: Security vs. Freedom: Contemporary Controversies, Debate I: Government Secrets and the Punishment of Leaks), 2 *HARVARD JOURNAL OF LAW & PUBLIC POLICY: FEDERALIST EDITION* 45-53 (2015) (9 pp)

“Textualism and the Bill of Rights” (The Federalist Society National Lawyer’s Convention—2013), 37 *HARVARD JOURNAL OF LAW & PUBLIC POLICY* 721-727 (2014) (8 pp)

“Obscenity and Indecency Law: Why Howl is Still Silenced” (Symposium: Mania: The Lives, Literature, and Law of the Beats: Session: The Law of Howl), 37 *SEATTLE UNIVERSITY LAW REVIEW* (lxi-lxxi) (2013-2014) (11 pp)

“*United States v. Stevens*: Restricting Two Major Rationales for Content-Based Speech Restrictions,” 2009-2010 *Cato Supreme Court Review* 67-104 (2010).

"Constitutional Law and Values -- Version '08 (Not Necessarily an Upgrade)," 53 *New York Law School Law Review* 735-743 (2009) (based on a speech presented at the New York Law School Faculty Presentation Day, Dinner Session, "Constitutional Law and Values," on April 2, 2008)

"American Exceptionalism, the War on Terror, and the Rule of Law in the Islamic World," 32 *Harvard Journal of Law & Public Policy*, 495-501 (2009) (based on a speech presented at the 2007 Federalist Society National Lawyers Convention)

"The Regulation of Extremist Speech in the Era of Mass Digital Communications: Is Brandenburg Tolerance Obsolete in the Terrorist Era?" (contribution to panel, "Free Speech in an Era of Terrorism," presented on April 4, 2008 at Pepperdine Law School), 36 *Pepperdine Law Review* 2, 361-371 (March 2009)

Foreword to Symposium, "Left Out in the Cold? The Chilling of Speech, Association, and the Press in Post 9/11 America," 57 *American University Law Review* 1197-1201 (2008).

"Constitutional Overview of Post 9/11 Barriers to Free Speech and a Free Press" (contribution to Symposium, "Left Out in the Cold? The Chilling of Speech, Association, and the Press in Post 9/11 America"), 57 *American University Law Review* 1204-1212 (2008).

Foreword "Welcome Remarks," 57 *American University Law Review* 1197-1271 (2008) (based on her presentation at the Symposium: "Left Out in the Cold? The Chilling of Speech, Association, and the Press in Post 9/11 America," September, 2007).

"Wearing Two Hats: Life as a Scholar and Activist," *Tulsa Law Review* 611-624 (2006) (based on her presentation at the "Legal Scholarship Symposium: The Scholarship of Nadine Strossen," September, 2005).

"Freedom and Fear Post-9/11: Are We Again Fearing Witches and Burning Women?," 31 *Nova Law Review* 279-314 (2007) (based upon a lecture delivered November 13, 2006, as part of the 10<sup>th</sup> Annual Leo C. Goodwin Lecture Series, entitled "Tilting the Scales: The Changing Roles of Women in the Law and Legal Practice").

"Reflections on the *Law Review* Symposium on Women's Rights and Pornography: Big Sister, Big Brother, and the Role of Legal Scholarship in Affirming Human Rights," 51 *New York Law School Law Review* 747-759 (2006-2007) (based upon an address delivered March 21, 2006, at Faculty Presentation Day).

"Reproducing Women's Rights: All Over Again," 31 *Vermont Law Review* 1-38 (2006) (based upon Keynote Address delivered March 17, 2006, at Conference for Women's History Month and to Celebrate the 25<sup>th</sup> Anniversary of the Vermont Law School Women's Law Group; conference title is "Reproducing Women's Rights").

"What Role Religion Should Play (Or Not Play) In Our Public Policy," 23 *Thomas M. Cooley Law Review* 131-147 (2006) (From symposium-"World Views Collide") (Hilary Term 2006).

"Religion and the Constitution: A Libertarian Perspective," 2005-2006 *Cato Supreme Court Review* 7-49 (2006) (based on Annual Kenneth B. Simon Lecture on Constitutional Thought, lead article for annual Supreme Court Symposium issue).

“Tribute to Justice Antonin Scalia,” 62 *New York University Annual Survey of American Law* 1-9 (2006) (based on “tribute” at New York University).

Panel, “Presentation by Nadine Strossen,” 36 *Rutgers Law Journal* 927-938 (Free Speech in Wartime Conference at Rutgers-Camden Law School, Jan. 17, 2005).

“Safety and Freedom: Common Concerns for Conservatives, Libertarians, and Civil Libertarians,” 29 *Harvard Journal of Law & Public Policy* 73-83 (2005) (Symposium-“Law and Freedom: The Twenty-Fourth Annual National Student Federalist Society Symposium on Law and Public Policy”).

“Reflections on the Essential Role of Legal Scholarship in Advancing Causes of Citizen Groups,” 49 *New York Law School Law Review* 505-524 (2004) (contribution to the “Faculty Presentation Day” edition of the *N.Y.L.S. L. Rev.*).

“Suspected Terrorists One and All: Reclaiming Basic Civil Liberties in The Total Information Awareness Age,” 2 *Seattle Journal for Social Justice* 15-22 (2003) (Based on Keynote Address delivered to the National Conference of Law Reviews, Seattle, WA).

“Address to the Counter-Terrorism & Civil Liberties Conference,” Introductory Piece, Papers from the March 2003 Counter-Terrorism & Civil Liberties Conference, *Journal of the Institute of Justice and International Studies* (Central Missouri State University) (2003), pp. 1-10 (based on Keynote Address at conference).

“Law Enforcement Post 9/11: Balancing Civil Liberties and Public Safety,” Remarks at the Federalist Society Showcase Panel II (Nov. 2002), in *Engage* (July 2003).

Summit, “Taking the Offensive: Court Strategy: Panel Discussion”, 40 *San Diego Law Review* 124-76 (Winter 2003).

Introduction, “Maintaining Human Rights in a Time of Terrorism: A Case Study in the Value of Legal Scholarship in Shaping Law and Public Policy,” 19 *New York Law School Journal of Human Rights* 3-23 (2003).

"In Praise of the Rule of Law, The Role of Judges, and the Right to Shop," contribution to "Judge Jon O. Newman: A Symposium Celebrating His Thirty Years on the Federal Bench and an Occasion to Reflect on the Future of Copyright, Federal Jurisdiction, and International Law," 46 *New York Law School Law Review* 1- 6 (2002 - 2003).

“Maintaining Human Rights in a Time of Terrorism: A Case Study in the Value of Legal Scholarship in Shaping Law and Public Policy,” 46 *New York Law School Law Review* 373-93 (2002-2003).

“First Amendment Roundup: Freedom of Speech, Expression and Association and the Recent Rehnquist Court,” 2 *Engage: The Journal of the Federalist Society’s Practice Groups* 120-134 (Nov. 2001) (with Walter Dellinger, Duke Univ. Law Professor and former U.S. Solicitor General, and Ken Starr, former Independent Counsel and former U.S. Solicitor General).

“Tribute to Norman Dorsen,” 58 *New York University Annual Survey of American Law* 35-38 (2001).

“Introduction,” *Festschrift* Issue in Honor of Harry H. Wellington, 45 *New York Law School Law Review* 1-3 (2001).

“Current Challenges to the First Amendment,” 36 *Gonzaga Law Review* 279- 303 (2000-01) (based on the 29<sup>th</sup> Annual William O. Douglas Lecture, delivered March 23, 2000).

“Protecting Privacy and Free Speech in Cyberspace,” 89 *Georgetown Law Journal* 2103 - 2115 (2001) (contribution to Symposium on The Unwanted Gaze by Jeffrey Rosen).

“Incitement to Hatred: Should There Be a Limit?” 25 *Southern Illinois Law Journal* 243-80 (2001) (Based on the Hiram H. Lesar Distinguished Lecture, delivered in March 2000).

“Introduction of Justice Ruth Bader Ginsburg” 44 *New York Law School Law Review* 1-5 (2000) (New York Law School Law Review Annual Banquet, Feb. 12, 1999).

“Keeping the Constitution Inside the Schoolhouse Gate: Students’ Rights Thirty Years After *Tinker v. Des Moines Independent Community School District*,” 48 *Drake Law Review* 445-472 (2000) (contribution to Constitutional Law Symposium).

“Cybercrimes v. Cyberliberties,” 14 *International Review of Law Computers and Technology* 1 (2000) at 11-24.

“Remarks,” 43 *New York Law School Law Review* 661-663 (1999-2000) (Introductory remarks at “Symposium on Law/Media/Culture: Legal Meaning in the Age of Images”).

“A Dialogue on Rights,” 1999 *New Zealand Law Review* Part IV 547-560 (with Justice Antonin Scalia, *et al.*).

“The Future of an Illusion: Reconstituting *Planned Parenthood v. Casey*,” 16 *Constitutional Commentary* 587 - 593 (1999) (with Ronald K.L. Collins).

“A Comment on Redish and Kaludis’s *The Right of Expressive Access in First Amendment Theory*,” 93 *Northwestern University Law Review* 1135-1142 (1999).

“Tribute to Justice William J. Brennan,” 60 *University of Pittsburgh Law Review* 315- 320 (1999).

Foreword, “Should Cyberspace be a Free Speech Zone?: Filters, ‘Family Friendliness,’ and the First Amendment,” 15 *New York Law School Journal of Human Rights* i - x (1998).

“Lisa Herdahl and Religious Liberty,” 46 *Cleveland State Law Review* 289-301 (1998).

“Contemporary Challenges to Privacy Rights,” 43 *New York Law School Law Review* 195 - 210, 215-17, 219-20 (1999) (part of the conference proceedings entitled “Reason, Passion, and the Progress of Law: Remembering and Advancing the Constitutional Vision of Justice William J. Brennan, Jr. (sponsored by *Harvard Civil Rights-Civil Liberties Law Review* and Brennan Center for Justice at New York University School of Law).

“Delegation as a Danger to Liberty,” 20 *Cardozo Law Review* 861-870 (1999) (part of a special symposium issue entitled “The Phoenix Rises Again: The Nondelegation Doctrine from Constitutional and Policy Perspectives”).

“The Carefully Orchestrated Campaign,” 3 *NEXUS: A Journal of Opinion* 3-36 (published by Chapman University School of Law) (1998) (with Caitlin Borgmann) (Part of special symposium on “Perspectives on ‘Partial-Birth Abortions’”).

"Megan's Law and the Protection of the Child in the On-Line Age," 35 *American Criminal Law Review* 1319-1341 (1998) (an exchange with Ernie Allen, Director, National Center for Missing and Exploited Children).

"Students' Rights and How They Are Wronged," 32 *University of Richmond Law Review* 457-475 (1998)

Foreword to Symposium Issue, "Finding A Path Toward Gender Equality: Legal and Policy Issues Presented by All-Female Public Education," 14 *New York Law School Journal of Human Rights* i- xx (1997).

"Freedom for Speech," *University of Pennsylvania Journal of Constitutional Law* (Internet Edition) (Inaugural issue) [www.law.upenn.edu/conlaw/issues/vol1/num1/strossen.htm](http://www.law.upenn.edu/conlaw/issues/vol1/num1/strossen.htm). [Link no longer works].

"The Current Assault on Constitutional Rights and Civil Liberties: Origins and Approaches," 99 *West Virginia Law Review* 769-809 (1997) (based on the Edward G. Donley Memorial Lecture, delivered at West Virginia College of Law, 1996).

"Religion and Politics: A Reply to Justice Antonin Scalia," 24 *Fordham Urban Law Journal* 427-474 (1997).

"Women's Rights Under Siege," 73 *North Dakota Law Review* 207-230 (1997).

"Why the American Civil Liberties Union Opposes Campus Hate Speech Codes," 10 *Academic Questions* 33-40 (Summer 1997).

"Hong Kong: Preserving Human Rights and the Rule of Law," 12 *American University Journal of International Law and Policy* 361-509 (1997).

"Criticisms of Federal Counter-Terrorism Laws," 20 *Harvard Journal of Law & Public Policy* 531-541 (1997).

"Children's Rights vs. Adult Free Speech: Can They Be Reconciled?" 29 *Connecticut Law Review* 873-882 (1997).

"Due Process Rights of Public School Students," 1996 *Michigan Law & Policy Review* 315-323 (1996).

"Foreword, Symposium -- Critical Perspectives on Megan's Law: Protection vs. Privacy," 13 *New York Law School Journal of Human Rights* i-vii (1996).

"Regulating the Internet: Should Pornography Get a Free Ride on the Information Superhighway?: A Panel Discussion," 14 *Cardozo Arts & Entertainment Law Journal* 343-386 (1996).

Introduction, "Dialogue About Politics and the Rehnquist Court," 40 *New York Law School Law Review* 855-862 (1996).

"Federalism and Judicial Mandates: The Due Process Revolution" (Symposium), 28 *Arizona State Law Journal* 83-95 (1996).

"Hate Speech and Pornography: Do We Have to Choose Between Freedom of Speech and Equality?" 46 *Case Western Reserve Law Review* 449-478 (1996).

"The Tensions Between Regulating Workplace Harassment and the First Amendment: No Trump," 71 *Chicago-Kent Law Review* 701-727 (1995).

"How Much God in the Schools? A Discussion of Religion's Role in the Classroom," 4 *William & Mary Bill of Rights Journal* 607-638 (1995).

"Free Press and Fair Trial: Implications of the O.J. Simpson Case," 26 *University of Toledo Law Review* 647-654 (1995).

"National Power and Health Care" (Symposium), 4 *Cornell Journal of Law and Public Policy* 415-448 (1995)

"Civil Liberties," 4 *George Mason University Civil Rights Law Journal* 253-273 (1993-94)

"Fighting Big Sister for Liberty and Equality," Introduction to "The Sex Panic" (Symposium), 38 *New York Law School Law Review* 1-8 (1993)

"Do We Have a Conservative Supreme Court?" (Symposium), 1994 *The Public Interest Law Review* 125-148

"In the Defense of Freedom and Equality: The American Civil Liberties Union Past, Present, and Future," 29 *Harvard Civil Rights-Civil Liberties Law Review* 143-158 (1994)

"Sexual Harassment in the Workplace: Accommodating Free Speech and Gender Equality Values," 1993 *Free Speech Yearbook* (Awarded the first Richard S. Arnold Prize for Distinguished Scholarship in Freedom of Expression, by the Speech-Communications Association)

"A Feminist Critique of The Feminist Critique of Pornography," 79 *Virginia Law Review* 1099-1190 (1993)

"Pro Bono Legal Work: For the Good of Not Only the Public, But Also the Lawyer and the Legal Profession," 91 *Michigan Law Review* 2122-2149 (1993) (Contribution to Symposium on Bridging the Gap between Legal Education and the Legal Profession)

"United States Ratification of the International Bill of Rights: A Fitting Celebration of the Bicentennial of the U.S. Bill of Rights," 24 *University of Toledo Law Review* 203-230 (1992)

"Liberty, Equality and Democracy: Three Bases for Reversing the Minnesota Supreme Court's Ruling," 18 *William Mitchell Law Review* 965-969, 1001-1019 (1992) (Symposium on *R.A.V. v. Minnesota*)

"Regulating Workplace Sexual Harassment and Upholding The First Amendment - Avoiding A Collision," 37 *Villanova Law Review* 757-785 (1992)

"What Constitutes Full Protection of Fundamental Freedoms?" (Symposium) 15 *Harvard Journal of Law and Public Policy* 43-51 (1992)

"A Tribute to Norman Dorsen," 27 *Harvard Civil Rights - Civil Liberties Law Review* 325-329 (1992)

"Thoughts on the Controversy Over Politically Correct Speech," 46 *SMU Law Review* 119-144 (1992)



"The Supreme Court's Role: Guarantor of Individual and Minority Group Rights," 26 *University of Richmond Law Review* 467-470 (1992)

"Blaming the Victim: A Critique of Attacks on Affirmative Action," 77 *Cornell Law Review* 974-979, 980-990 (1992)

"The American Civil Liberties Union and Women's Rights," 66 *New York University Law Review* 1940-1961 (1991)

"*Michigan Department of State Police v. Sitz*: A Roadblock to Meaningful Judicial Enforcement of Individual Rights," 42 *Hastings Law Journal* 285-390 (1991)

"Justice Harlan and the Bill of Rights: A Model For How a Classic Conservative Court Would Enforce the Bill of Rights," 36 *New York Law School Law Review* 133-154 (1991)

"Americans' Love-Hate Relationship with the Bill of Rights," 1991 *Detroit College of Law Review* 1181-1196

"The Religion Clause Writings of Justice Brennan," 11 *Pace Law Review* 491-508 (1991)

"The Free Speech Jurisprudence of the Rehnquist Court," 1991 *Yearbook on Free Speech* 83-95 (1991)

"Regulating Campus Hate Speech: A Modest Proposal?" 1990 *Duke Law Journal* 484-572  
--Edited version included in Hate Speech on Campus: Cases, Case Studies, and Commentary,  
edited by Milton Heumann & Thomas W. Church (Northeastern University Press 1997)

"Introduction to Symposium on Developments in Civil Rights and Employment Discrimination," 7 *New York Law School Journal of Human Rights* 1-8 (1990)

"Recent U.S. and International Judicial Protection of Individual Rights: A Comparative Legal Process Analysis and Proposed Synthesis," 41 *Hastings Law Journal* 499-598 (1990)

"The Real ACLU," 2 *Yale Journal of Law & Feminism* 161-187 (1990) (with Mary Ellen Gale)

"The Fourth Amendment in the Balance: Accurately Setting the Scales through Least Intrusive Alternative Analysis," 63 *New York University Law Review* 1173-1267 (1988)

"The Convergence of Feminist and Civil Liberties Principles in the Pornography Debate" 62 *New York University Law Review* 501-35 (1987) (Review Essay on Women Against Censorship, edited by Varda Burstyn),

"A Constitutional Analysis of the Equal Access Act's Standards Governing Public School Student Religious Meetings," 24 *Harvard Journal on Legislation* 117-190 (1987)

"Secular Humanism and Scientific Creationism: Proposed Standards for Reviewing Curricular Decisions Affecting Students' Religious Freedom," 47 *Ohio State Law Journal* 333-407 (1986)

"A Defence of the Aspirations -- but not the Achievements -- of the U.S. Rules Limiting Defamation Actions by Public Officials or Public Figures," 15 *Melbourne University Law Review* 419-437 (1986)

"The Lawyer and the Law Professor as Public Citizen: Review Essay on Louis D. Brandeis: Justice for the People and Brandeis and Frankfurter: A Dual Biography," 1986 *American Bar Foundation Research Journal* 107-122 (1986)

"A Framework for Evaluating Equal Access Claims by Student Religious Groups: Is There a Window for Free Speech in the Wall Separating Church and State?" 71 *Cornell Law Review* 143-183 (1985)

"Mass Investigations Without Individualized Suspicion: A Constitutional and Policy Critique of Drunk Driving Roadblocks," 18 *University of California, Davis Law Review* 595-680 (1985) (with James B. Jacobs)

### **Other Publications**

"Who Read What in 2023: Political Voices and Policy Makers," *Wall Street Journal*, Dec. 8, 2023 (one of 15 people whose mini-essays were included)

"Choose Counterspeech Over Cancel Culture," *TIME Magazine*, Nov. 21, 2023 (coauthored by Pamela Paresky)

"SJP Still Deserves Freedom of Speech," *Sapir*, Special Edition October-November 2023 (coauthored with Ken Stern)

"Even Antisemites Deserve Free Speech," *The Free Press*, October 18, 2023 (coauthored with Pamela Paresky)

"How to Stop Government End Runs Around the First Amendment," *The Hill*, Sep. 13, 2023 (co-authored with Joe Cohn, Legislative and Policy Director of FIRE, the Foundation for Individual Rights and Expression)

"Web Designer's Free Speech Supreme Court Victory is a Win for All," *Bloomberg Law*, July 10, 2023 (co-authored with Kristen Waggoner, CEO of Alliance)

"The First Amendment Is the Greatest Defense for the Powerless and Marginalized," *The Daily Beast*, Apr. 29, 2023 (co-authored with Jacob Mchangama, CEO of The Future of Free Speech)

"The United States Is Threatening Global Free Speech: Republican attacks on domestic media are undermining legal protections around the world," *Foreign Policy*, Mar. 7, 2023 (coauthored with Jacob Mchangama, CEO of The Future of Free Speech)

"One Weird Trick for Fixing Elections: A public-private partnership formed by elite institutions and the federal government quietly eats away at the First Amendment" (coauthored with Matthew Harwood, vice president of communications for the Foundation for Individual Rights and Expression) – *Tablet*, November 7, 2022

"Who Really Benefits from the First Amendment? The purpose of free speech is to give the marginalized an escape-hatch from the status quo, not to entrench political power," *Tablet*, July 13, 2022

"The First Amendment Doesn't Protect White Supremacists Behind Violent Charlottesville Rallies," *LA Progressive Newsletter*, Dec. 7, 2021 (co-authored with Stephen Rohde, First Amendment lawyer and writer)

“The Department of Education Must Commit to Free Speech and Due Process,” *Newsweek*, Dec. 1, 2021 (co-authored with Joe Cohn, Legislative and Policy Director of the Foundation for Individual Rights in Education)

“Disinfo v. Democracy: Using accusations of ‘disinformation’ to suppress scientific criticism, steer media coverage, and silence political opponents is not part of the operating system of a free society,” *Tablet*, September 19, 2021

“America’s Censored Speech Platforms: How to Make Our Public Commons Accountable to More than a Few Controlling Shareholders,” *Tablet*, June 14, 2021

*Resisting Cancel Culture: Promoting Dialogue, Debate, and Free Speech in the College Classroom*, monograph published by American Council of Trustees and Alumni (Dec 3, 2020) (with Foreword by Jonathan Rauch) <https://www.goacta.org/resource/resisting-cancel-culture/>

“Hate and Free Speech on Campus: The Importance of Boundaries,” The Andrea Mitchell Center for the Study of Democracy, University of Pennsylvania, Sept. 25, 2020

“Charlottesville Three Years Later: The First Amendment Confronts Hate and Violence,” *Los Angeles Review of Books*, Aug. 10, 2020 (co-authored with Stephen Rohde, First Amendment lawyer and writer)

“Hate-speech laws are no friend of minorities,” *Spiked*, June 2, 2020 (co-authored with Jacob Mchangama)

“The New York Times Surrendered to an Outrage Mob. Journalism Will Suffer For It.,” *Politico Magazine*, May 14, 2020 (coauthored with Jonathan Haidt, Pamela Paresky, and Steven Pinker)

“Words Matter,” *Playboy Magazine*, Spring 2020, p. 35 (it was announced in March 2020 that this is *Playboy*’s last print magazine for 2020, perhaps forever)

“Resisting Hate with Free Speech: Why the ACLU supports free speech – even when that speech is repugnant,” *37 Delaware Lawyer* 16-19 (Fall 2019) (part of special issue focusing on free speech controversies)

“Counterspeech in Response to Changing Notions of Free Speech,” American Bar Association’s *Human Rights Magazine*, Volume 43, No. 4, solicited contribution to a symposium about “The Ongoing Challenge to Define Free Speech” (2018)

“10 Reasons Why I THINK Free Speech is More Effective than Hate Speech Laws,” *Female First* (UK), July 9, 2018

“Don’t Silence Graduation Speakers: Fight Hate Speech with More Speech,” *USA TODAY*, May 1, 2018

“Trump Needs to Show Respect for Free Speech,” contribution to Room for Debate about “Should Trump be Allowed to Kick Protesters Out of his Rallies?,” *New York Times*, Mar. 15, 2016

Show Me a Lawyer, HUFFINGTON POST (September 21, 2015) (with D. Schoenbrod) available at [http://www.huffingtonpost.com/david-schoenbrod/show-me-a-lawyer\\_b\\_8158826.html](http://www.huffingtonpost.com/david-schoenbrod/show-me-a-lawyer_b_8158826.html).

“Freedom’s Price,” contribution to Room for Debate about “When Free Speech Feels Wrong,” *New York Times*, Mar. 4, 2011.

“E-Harvard.400,” *Harvard Magazine*, September-October 2011, 80-81 (with Eli Noam).

Annual T.B. Davie Academic Freedom Lecture, University of Cape Town, entitled “Post-911 Threats to Academic Freedom.” Quoting from letter of invitation from the Chair of the Academic Freedom Committee at the University of Cape Town: “The Lecture is named after Dr. Thomas Benjamin Davie, who as Vice Chancellor of the University of Cape Town played a key role in resisting the imposition of apartheid on South African universities. Past T.B. Davie Lectures have been delivered by Eric Erikson, Ivan Illich, Edward Said, and Noam Chomsky.” – Cape Town, South Africa  
Published online, with podcast and video:

[http://www.uct.ac.za/news/lectures/tbdavie/past\\_lectures/](http://www.uct.ac.za/news/lectures/tbdavie/past_lectures/)

Per 8/24/11 E-mail from Nawaal Deane, [Nawaal.Deane@uct.ac.za](mailto:Nawaal.Deane@uct.ac.za)

“Freedom’s Price,” contribution to Room for Debate forum “When Free Speech Feels Wrong” (regarding Supreme Court decision in *Snyder v. Phelps*), *New York Times*, March 4, 2011 (other contributors were Prof. Paul Butler, George Washington University; Prof. Susan A. Bandes, DePaul College of Law; Prof. Patricia J. Williams, Columbia Law School; Prof. Richard A. Epstein, NYU School of Law; and Prof. William Rich, Washburn University), <http://www.nytimes.com/roomfordebate/2011/03/03/picketing-funerals-when-free-speech-feels-wrong/the-price-of-freedom?scp=1&sq=strossen&st=cse> (Last accessed on March 8, 2011).

“Protecting Liberties, Fighting Terrorism?” Special to the *Wash. Times*, Jun. 22, 2008, at M13.

“ACLU’s Internal Issues Don’t Hurt Mission,” Letter to the Editor, *USA Today*, June 19, 2006 (responding to June 13, 2006 op-ed by Nat Hentoff).

“Keeping the Constitution Inside the Schoolhouse Gate—Students’ Rights Thirty Years After *Tinker v. Des Moines Independent Community School District*,” (Edited from the original version by Daniel Larner) *Journal on Educational Controversy*, Volume 1, Number 1: Liberty and Equality: Conflicting Values in the Public Schools of a Liberal Democratic Society.

“Annual Religious Liberty Award,” 77 *The Reference Shelf No.6 (Representative American Speeches 2004-2005)* 48-55, edited by Calvin M. Logue & Lynn M. Messina 2005

“Americans Must Work for Right to be Both Safe and Free,” *The Indianapolis Star*, November 11, 2004, p. E3

“The ACLU’s Position on the Patriot Act,” Letter to the Editor, *Wall Street Journal*, November 2, 2004, p. A23 (responding to October 21, 2004 op-ed by Viet Dinh)

“Religious Liberty,” *Voice of Reason: The Newsletter of Americans for Religious Liberty*, No. 2 [87], 2004, pp. 2-7

“Building Our Own Iron Curtain: The Emergence of Secrecy in American Government,” Keynote Address - Society of American Archivists 6th Annual Meeting, August 5, 2004. Available at <http://www.archivists.org/conference/boston2004/strossen.asp> (last visited June 4, 2007)

“Commentary,” Kenneth B. Clark, Toward Humanity and Justice: The Writings of Kenneth B. Clark, Scholar of the 1954 *Brown v. Board of Education* Decision, edited by Woody Klein (Praeger Publishers, 2004) 116.

“The Worst of Both Worlds: Violating Rights Without Gaining Security,” Monograph published by the Paul H. Douglas Ethics in Government Program, Institute of Government & Public Affairs, University of Illinois-Springfield (April 2004)

“Chocolate Chip and Raisin Cookies,” contribution to Recipes for Our Daughters: Family Favorites from Outstanding Women, edited by Naomi Neft & Cynthia Rothstein (Ballantine Books 2004) p. 250-51 (recipe contributed by Dolores Devito, Director, Deloitte Consulting)

Written Statement at a Hearing Before the United States Commission on Civil Rights (co-authored by Timothy H. Edgar, ACLU Legislative Counsel), March 19, 2004, pp. 1-18

“Hate Speech: What Price Tolerance? -- A Dialogue Featuring Nadine Strossen and Mari J. Matsuda,” Monograph published by the Clarke Center at Dickinson College (based on the Second Annual Lecture of the Arlin Adams Center for Law and Society, at Susquehanna University, jointly delivered with Georgetown Law Professor Mari Matsuda) March 13, 2003.

Written Statement at a Hearing on “Security and Liberty,” before the National Commission on Terrorist Attacks Upon the United States (co-authored by Timothy H. Edgar, ACLU Legislative Counsel), Dec. 8, 2003, 1-15

"A Conversation with Nadine Strossen," PRO/CON, 154-57 (2003) (Article responding to "Does the Constitution Protect Pornography?")

“The Next Century: Should Government Fund Religious-Based Programs?” *Christian Networks Journal*, Fall 2002, p. 44.

“Civil Liberties in the Wake of the September 11 Attacks: A Conversation with Nadine Strossen,” An Occasional Paper Published by The Clarke Center at Dickinson College, No. 13 -- Contemporary Issue Series (April 2002) (Based on the Annual Constitution Address sponsored by The Clarke Center, which Nadine Strossen delivered on October 3, 2001)

“Threat to Privacy in a Driver’s License,” Letter to the Editor, *New York Times*, May 2, 2002 (co-authored with Phyllis Schlafly, President of the Eagle Forum), p. A26

“Address to Colorado Trial Lawyers,” *Trial Talk* (Magazine of Colorado Trial Lawyers Association), Vol. 51, Issue 1, December 2001/January 2002, pp. 40-45 (address delivered in Denver, Colorado, April 19, 2001)

“Protecting Dr. King’s Legacy: Justice and Liberty in the Wake of September 11<sup>th</sup>,” Testimony Before Congressman John Conyers’ Forum on National Security and the Constitution, Committee on the Judiciary, U.S. House of Representatives, January 24, 2002.

“Square Off: Is Online Privacy Under Attack?” *Optimize Magazine* 13-16 (January 2002) (co-authored with Barry Steinhardt) (writing the “Yes” position; the “No” position was written by Daniel P. Collins, Associate Deputy Attorney General)

“The Massive, Secretive Detention and Dragnet Questioning of People based on National Origin in the Wake of September 11<sup>th</sup>,” testimony submitted to the Senate Judiciary Committee, December 4, 2001.

“National ID Cards: License to Discriminate,” Letter to the Editor, *Washington Post*, November 6, 2001, p. A22

“Let Me Free: Die amerikanische Laisser-faire-Politik und das Internet,” *Bertelsmann Briefe*, Summer 2001, pp. 37-41

“Campaign Reform and Free Speech,” Letter to Editor, *New York Times*, March 29, 2001 (with Laura W. Murphy), p. A26

Monthly Columns on “Sex and the Law” for *ThePosition.com* (beginning with the inaugural issue in June, 2000)

-- “Sex, Laws and Voting,” September 18, 2000

-- “Sex and the Supremes,” July 17, 2000

-- “Bad Vibes in Alabama,” June 5, 2000

“Attaining Liberty,” contribution to “The Presidential Reading List,” *Reason Magazine*, December 2000, p. 55

“The Church Next Door,” Letter to the Editor, *New York Times*, July 20, 2000, A26

Comments on the Memorandum, in Protecting Our Children on the Internet: Towards a New Culture of Responsibility, edited by Marcel Machill & Jens Waltermann 112-120 (2000)

“Should Media Sex and Violence Be Censored or Censured?” in Contemporary American Speeches, 9<sup>th</sup> Edition, edited by Richard L. Johannesen, R.R. Allen, Wil A. Linkugel & Ferald J. Bryan (2000) (speech reproduced on accompanying CD Rom)

“The Case for Reproductive Freedom,” *The Radcliffe Quarterly* (Spring 2000) p. 9 (contribution to symposium issue on “Aspects of Justice”)

“Freedom of Speech: Issues for a New Election and a New Century,” *Media Studies Journal* (Special Issue on “Campaign 2000”), Winter 2000, pp. 26-35

“Down with Curfews, Up with Children,” IntellectualCapital.com (Nov. 21, 1996), reprinted in Sadlier-Oxford Grammar For Writing, pp. 42-44 (2000) (using piece as exemplary advocacy article)

“Books for Christmas: Annual List of Holiday Gift Suggestions From Distinguished Readers and Writers” The American Spectator, December 1999/January 2000

Essay in *Speaking Out! Voices in Celebration of Intellectual Freedom*, edited by Ann. K. Symons & Sally Gardner Reed (ALA Editions 1999) pp. 58-59

“A First Amendment Conversation,” *ALA Newsletter on Intellectual Freedom*, November 1999 pp. 155-56, 175-85.

“Keep ‘Em Separated: Government should neither favor nor disfavor spiritual pursuits,” *Honolulu Weekly*, March 10-16, 1999, pp. 7-9 (Written exchange with Ralph Reed on “The Freedom to Differ”)

“Women Don’t Need Protection from Words,” *Penthouse Magazine*, March 1999, pp. 84-85

“Academic Freedom And What Limits, If Any, Can Be Placed On It,” Conversations at New Paltz: Volume I: Academic Freedom/Free Expression pp. 10-14 (April 30/May 1, 1998) (Monograph containing Highlights from the Conference “A Conversation on Academic Freedom” held at State University of New York at New Paltz)

“Zensur im Internet? Lasst die Verbraucher entscheiden!” (“Censor the Internet? Let the Buyer Beware!”), *Bertelsmann Briefe*, Heft 140, Herbst/Winter 1998, pp. 24-26

“Breakfast Table,” *Slate Magazine*, September 21-24, 1998 (exchange with Judge Alex Kozinski, U.S. Court of Appeals for the Ninth Circuit)

“Freiheit Fur die Ansichten, Die Wir Hassen,” *Novo Magazine* (Germany), No. 36, September 10, 1998, pp. 43-46

“Freedom of Speech for All -- Including Comic Books!” Essay in “Free Speeches” (The Comic Book Legal Defense Fund and Oni Press, Inc. 1998), pp. 4-24

“Freedom for the Thought that We Hate,” *LM Magazine* (UK) Issue 113, September, 1998 -- pp. 16-19

“A Reform That Endangers Free Speech,” *The Washington Post*, July 6, 1998, p. A19 (with Ira Glasser and Laura W. Murphy)

“High Court Shortchanged Privileges and Immunities Clause in 1873,” *Los Angeles Daily Journal*, June 5, 1998, p. 6 (with Clint Bolick)

“Regulating Cyberspace: What are the Concerns of the Business Community and Civil Libertarians?” 64 Vital Speeches of the Day 153-57 (December 1997)

“Streitfall Porno: Amerikas Feministinnen debattieren über Zensur und Meinungsfreiheit“ *Spiegel*, October 1997 (Spiegel Special: "Liebe, Laster, Literatur")

“Quota Czars,” The Journal of American Citizenship Policy Review, September/October 1997, p. 3 (responding to Jessica Gavora, “The Quota Czars,” The Journal of American Citizenship Policy Review, May, 1997/June, 1997, p. 22)

“First Among Freedoms: Precious Protections in Peril,” *Daily News* (Los Angeles, CA) October 12, 1997, p.p. 1, 4 (viewpoint section) (a published exchange with former U.S. Attorney General Edwin Meese about the First Amendment issues)

“Can Court Now Reason Away Our Rights?; Religious Hostility Myth,” *New York Times*, July 4, 1997, p. A18

“Fighting to Save the First Amendment,” *Honolulu Weekly*, April 9-15, 1997, pp. 5-7

“A.C.L.U. Seeks Campaign Reform That's Fair,” Letter to the Editor, *New York Times*, March 28, 1997, p. A28

“At Issue: Should Americans be Willing to Give up Some of Their Privacy in Order to Advance Policies that are generally Perceived to be in Society's Best Interests?” *Congressional Quarterly Researcher*, March 21, 1997, p. 257 (exchange with Amitai Etzioni)

Symposium, "Is an Activist Federal Judiciary Undermining American Democracy?" *Insight on the News*, March 10, 1997, pp. 24-27

"No Safer, But a Little Less Free," *Washington Post*, September 2, 1996, p. A23

"The Communications Decency Act and the Role of the Internet and Free Speech: Shaping Public Policy," *Reinventing America* (on-line essay) August 14, 1996.

Symposium, "Are School Voucher Programs for Parochial Schools a Good Idea?: NO," *Insight Magazine*, August 12, 1996, pp. 25-27

"A.C.L.U. on Privacy," Letter to the Editor, *New York Times*, July 11, 1996, p. A22

"Big Sister and the Threat to Women's Freedom," *Scotland on Sunday*, February 4, 1996, p. 16

"The Perils of Pornophobia," *Suffusion Magazine*, Issue 2.1, February 1996, pp. 9-11

"The First Amendment and Sexual Harassment Laws," (three-part series) *The Labouring Oar* (Federal Bar Association's Labor Law and Labor Relations Section newsletter) 1996

"Big Sister is Watching You," *The Advocate* (The National Gay & Lesbian Newsmagazine), November 14, 1995, p. 62

"Diverting Tactics," *Index on Censorship: The Magazine for Free Speech*, May 1995, pp. 104- 107 (part of special issue on "USA: Trading Liberties")

"When Schools Favor Religion," Letter to the Editor, *New York Times*, July 19, 1995, p. A18

"The Perils of Pornophobia," *The Humanist*, May/June 1995, pp. 7-9

"In Defense of Pornography," *Cosmopolitan*, April 1995, p. 56

"How Free is Speech Today?" 1 *The Defender* 13 (March 1995) (with C. Bolick, E. Cleary & N. Forrester)

"Swept Away in a Sexual Panic," *Cosmopolitan*, February 1995, pp. 212-214

"Letter to the Editor," *Ms. Magazine*, January/February 1995, pp. 5-6 (on ACLU stance on the Violence Against Women Act)

"In Defense of Pornography," *USA Today*, January 12, 1995, p. 9A

"Open Season," Letter to the Editor, *The New Yorker*, November 7, 1994, p.20

"Registry Violates Privacy," *USA Today*, August 8, 1994, p. 10A (opposing proposed immigration control identity card)

"Putting Women on the Agenda," *Outlook Magazine* (the magazine of the Women's League for Conservative Judaism), Spring 1994, pp.12-14

"Private! Keep Out! Our Diaries -- even Senator Bob Packwood's -- are Nobody's Business But Our Own," *USA Today*, December 2, 1993, p.13A



"Freedom of Sex," *Playboy*, December 1993, p.51

"New Focus Following Bad Era; Pluralistic Society Faces Great New Challenges," *The National Law Journal*, November 29, 1993, p. S22 (article about developments in civil rights during last fifteen years, for *Journal's* special fifteenth anniversary edition)

"Packwood Rightly Argued for Privacy," Letter to the Editor, *New York Times*, November 19, 1993, p.A32

"'Big Sister' Janet Reno's Misguided Attack on TV," *Seattle Times*, November 17, 1993

"A Feminist Critique of the Feminist Argument for Censoring Pornography," the 1993 Blumenthal Lecture, Hunter College (Pamphlet, September 1993)

"Censuring the Censors of Free Speech," *Chicago Tribune*, September 2, 1993, p.27

"Bill Clinton's Broken Campaign Promises about the National Endowment for the Arts" *He Said/She Said Comics* No. 3, August 1993 (First Amendment Publishing) (Guest Editorial)

"Dress codes hurt students," *USA Today*, August 9, 1993, p.12A

"TV Curbs Could Limit Free Speech," *The Philadelphia Inquirer*, August 2, 1993, p.A15

"The Constitutional Litmus Test," *The American Prospect*, Summer 1993, pp.99-105

"Legal Scholars Who Would Limit Free Speech," *The Chronicle of Higher Education*, July 7, 1993, pp.B-1-B-2

"Securing Civil Liberties from the Beltway to the Bible Belt," *Harvard Law Bulletin*, June 1993, pp.35-36

"Liberté, Egalité, Sexualité," Letter to the Editor (on Erica Jong's article about Henry Miller), *Playboy*, June 1993, p.10

"We Can Do Better," (on Freedom of Choice Act) Letter to the Editor, *New York Times*, April 7, 1993, p.A22 (with Ira Glasser)

"Multiculturalism and Political Correctness: Anti-Semitism: Where Does It Fit In?" Participant in a roundtable discussion sponsored by the Anti-Defamation League, November 6, 1992 (Pamphlet, 1993)

"Hate Crimes: Should They Carry Enhanced Penalties? Yes -Discriminatory Crimes," *ABA Journal*, May 1993, p.44 (Debate with Nat Hentoff)

"'Hate Crimes:' The ACLU's Position," *Washington Post*, March 6, 1993, p.A19

"Right Side Up: Women and the Constitutional Right to Equality," *Radcliffe Quarterly*, March 1993, pp.22-24

"Supreme Court Nominations: Should President Clinton Apply a Litmus Test? Yes - A Solemn Duty," *ABA Journal*, February 1993, p.42 (Debate with Bruce Fein)

"Academic and Artistic Freedom," Part II, *Academe*, January-February 1993, pp.30-37

"Freedoms in Conflict," in *Index on Censorship*, vol. 22, no. 1, January 1993, pp.7-9

"Statement of Nadine Strossen, President, and Robert S. Peck, Legislative Counsel, American Civil Liberties Union," Hearings Before the Subcommittee on Civil and Constitutional Rights of the Committee on the Judiciary, House of Representatives on H.R. 2797, Religious Freedom Restoration Act of 1991, May 13 and 14, 1992, pp.63-86 (1993)

"Sooner Rather than Later, The Nation Needs Pronouncement on *Roe v. Wade*," 105 *Los Angeles Daily Journal* 6 (January 23, 1992)

"Decision Time on Abortion," *The New York Times*, January 21, 1992, p.A21

"The Controversy Over Politically Correct Speech," *USA Today Magazine*, November 1992, pp.57-59

"Academic and Artistic Freedom," Part I, Academe, November - December 1992, pp.8-15.

"*Roe v. Wade* and Its Impact on American society," *Carpe Diem* (The Magazine of Montclair State University) Winter 1992, pp.10-11

"Political Correctness: Avoiding Extremism in the PC Controversy," in Visions of the First Amendment for a New Millennium, The Annenberg Washington Program, pp.14-46 (1992)

Conference Proceedings from Freedom of Speech and the American Community, A Conference Honoring Franklyn Haiman, May 3-5, 1991, Northwest University, pp.114-138 (1992)

"The Distrust of Freedom: A Democratic Paradox," *The Delaware Lawyer*, Winter 1991, pp.9-14

"Why Censoring Bigots Doesn't Work," *The L.A. Daily Journal*, June 6, 1991, p.6

Foreword to Gregg Ivers, Lowering the Wall: Religion and the Supreme Court in the 1980s, (Anti-Defamation League, 1991) vii-ix

Lawyers Under Fire: Attacks on Human Rights Attorneys in the Philippines (Lawyers Committee for Human Rights and Asia Watch, 1988) (with Norman Dorsen)

### **Book Reviews**

"Looking for the Corpus," Review of Render Up the Body by Marianne Wesson (1998), 1 *Books on Law* 9 (December 1998).

"Provocateuse on the Loose," Review of Vamps & Tramps by Camille Paglia, Wall Street Journal, November 22, 1994, p.A22

Review of Free Speech for Me But Not for Thee: How the American Left and Right Relentlessly Censor Each Other by Nat Hentoff, and Striking a Balance: Hate Speech, Freedom of Expression and Non-Discrimination, edited by Sandra Coliver, CIVIL LIBERTIES, Winter 1992/93, p.18

Review of Turning Right: The Making of the Rehnquist Supreme Court, by David G. Savage, CIVIL LIBERTIES, Summer/Fall 1992, p.15

Review of Democratic Education by Amy Gutmann, 19 *Journal of Law & Education* 147-159 (1990)

Review of The Antagonists: Hugo Black, Felix Frankfurter and Civil Liberties in Modern America, by James Simon, CIVIL LIBERTIES, Fall/Winter 1989

Review of No State Shall Abridge: The Fourteenth Amendment and the Bill of Rights, by Michael Kent Curtis, CIVIL LIBERTIES, Summer/Fall 1986, p.5

### **PUBLIC SPEAKING AND MEDIA COMMENTARY**

Numerous lectures and speeches to academic, business, citizen, government, legal and professional groups, all over the U.S. (including at approximately 500 college and university campuses since 1991), and in many foreign countries (including Australia, Belgium, Canada, Costa Rica, France, Germany, Great Britain, Hong Kong, Israel, Italy, Japan, New Zealand, the Philippines, Portugal, Singapore, South Africa, Spain, Switzerland, and Taiwan)

Frequent commentator on legal and civil liberties issues on local and national radio and TV programs, and on-line programs

National TV interviews on the following programs (partial list): ABC's This Week, The Big Show (NBC), Burden of Proof (CNN), CBS This Morning, CBS Sunday Morning, The Charles Grodin Show, The Charlie Rose Show (PBS), The Crier Report, Crossfire, CNN Prime News, CNN Talkback Live, Dateline, Firing Line (PBS), Fox Files, Good Morning America, Hannity & Colmes (Fox), Larry King Live (CNN), The Late Late Show (with Tom Snyder), Lifetime, MTV, The News Hour (PBS), The Montel Williams Show, NBC's Nightly News, Nightline (ABC), The Playboy Channel, Politically Incorrect with Bill Maher (ABC), The O'Reilly Factor (Fox), Sixty Minutes (CBS), The Today Show (NBC), and 20/20 (ABC); and other news programs on all major U.S. networks, including ABC, BBC, CBC, CNBC, CNN, C-SPAN, Fox, NBC, PBS, Al-Jazeera, Vice, and Vox, and also in many other countries (including Australia, Canada, France, Germany, Great Britain, Italy, and Spain).

Weekly hourlong radio interview, The Talk America Radio Network, from 1999 - 2001

Member of AFTRA, American Federation of Television and Radio Artists

Member of Actors' Equity Association (as a result of co-starring in Eve Ensler's award-winning play, *The Vagina Monologues*, at the National Theatre in Washington, D.C. (Oct. 23 - 28, 2001))